



General Assembly

January Session, 2011

Amendment

LCO No. 6568

SB0029906568SR0

Offered by:
SEN. KELLY, 21st Dist.

To: Subst. Senate Bill No. 299

File No. 155

Cal. No. 143

***"AN ACT CONCERNING THE ENFORCEMENT OF SURETY
CONTRACTS BY NURSING HOMES."***

1 In line 44, after the period insert the following:

2 "In circumstances where a nursing home facility prepares and
3 submits an application for Title XIX benefits on behalf of a person
4 residing in or seeking admission to the nursing home facility pursuant
5 to this subsection, such person, such person's third-party guarantor or
6 responsible party shall not be held liable for failure to (1) obtain a grant
7 of benefits under Title XIX, except if the facility exercised good faith
8 and due diligence in preparing and submitting a properly-completed
9 application to establish and maintain eligibility for Title XIX benefits to
10 the Department of Social Services and said application was denied, or
11 (2) return a properly-completed application for Title XIX benefits to the
12 Department of Social Services."